

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

SB 186 - HB 180

March 3, 2013

SUMMARY OF BILL: Rewrites and reorganizes title 55, chapter 10, part 4 related to driving under the influence laws.

Merges the standards for determining whether an offender is a repeat offender. Currently, prior convictions over 10 years old may be used against an offender of implied consent laws, but not DUI. The bill would apply the same restriction to DUI and implied consent offenses.

Changes the responsible party for executing the certificate indicating the offender's blood alcohol content from the chief medical examiner to the office of the director of the Tennessee Bureau of Investigation.

Allows Tennesseans who have been convicted of DUI or implied consent violations to seek restricted license order from the sentencing court or from a judge in a court of their county of residence which has jurisdiction to try charges for driving under the influence.

Allows offenders convicted of a DUI outside of Tennessee who obtain a restricted license to travel to and from their place of worship. Currently, only those convicted of DUI in Tennessee could do so.

Removes language stating that restricted licenses are subject to renewal in the same manner as other motor vehicle licenses. Restricted licenses are not subject to renewal as they are issued for the duration of the suspension period.

Makes several corrections to update cross-references to title 55, chapter 10, part 4.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- The bill reorganizes the current DUI and implied consent laws. The bill makes some substantive changes, but none will have a significant fiscal impact on punishments, enhancements, fines or fees.
- According to the Department of Safety, the changes will not have a significant impact on the department.

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- According to the Department of Correction, the bill will not have a significant impact on incarcerations.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

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